

MMB

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LIBERATI

CIVIL ACTION

V.

BRT, INC., et al.

NO. 05-1661

FILED

MAR 28 2006

MICHAEL E. KUNZ, Clerk
By [Signature] Dep. Clerk

ORDER

AND NOW, this 28th day of March, 2006, after hearing oral argument on defendant's motion for summary judgment, and review of the briefs and other papers, the Court finds factual issues for trial as specified on the record of the argument and defendant's motion for summary judgment is DENIED.

This case is listed for trial as a back-up to another civil case, on April 18, 2006. The Court will have a final pretrial conference with counsel on Monday, April 17, 2006 at 2:00 p.m. at which time further discussion on scheduling will take place, along with resolution of any issues relating to admissibility of exhibits or other evidence, etc.

3/29/06
mailed to:
M. Crocenzi
faxed to:
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[Signature]
MICHAEL M. BAYLSON, U.S.D.J.